STATE OF MICHIGAN

COURT OF CLAIMS

THE MICHIGAN HOUSE OF REPRESENTATIVES,

Plaintiff,

v

Case No. 26-000007-MB

DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET, et al.,

Hon. Michael F. Gadola

Defendants.
_____ /

ORDER DENYING STATE DEFENDANTS' MOTION FOR STAY PENDING APPEAL AS MOOT

On January 16, 2026, this Court granted plaintiff's motion for a preliminary injunction to preserve the status quo while the Court resolves with finality the legal questions regarding the constitutionality of MCL 18.1451a(3). The Court entered an expedited briefing schedule and scheduled a hearing on any motions for February 27, 2026. On January 26, 2026, the State defendants moved in this Court for an order staying trial court proceedings "pending the resolution of their forthcoming application for leave to appeal" the January 16, 2026 order.

On January 27, 2026, the State defendants filed an application for leave to appeal in the Court of Appeals, along with a bypass application in the Supreme Court. The Court of Appeals denied the application. *House of Representatives v DTMB*, unpublished order of the Court of Appeals, entered February 5, 2026 (Docket No. 379223). The Supreme Court treated the bypass application as an application for leave to appeal and denied the application on February 9, 2026.

House of Representatives v DTMB, ___ Mich ___(2026) (Docket No. 169589). The motion for stay pending appeal is now moot and, therefore, the Court DENIES the motion.

IT IS SO ORDERED. This is not a final order and does not close the case.

Date: February 10, 2026

Hon. Michael F. Gadola
Chief Judge, Court of Claims